

PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q80390

Tomoaki HIWATASHI, et al.

Appln. No.: 10/798,511

Group Art Unit: 1711

Confirmation No.: 6398

Examiner: Olga ASINOVSKY

Filed: March 12, 2004

For: COSMETIC POLYMER COMPOSITION AND COSMETIC

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §§ 1.97 and 1.98

MAIL STOP AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure under 37 C.F.R. § 1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the documents which are listed on the attached PTO/SB/08 A & B (modified) form and/or listed herein and which the Examiner may deem material to patentability of the claims of the above-identified application.

One copy of each of the listed documents is submitted herewith, except for the following: U.S. patents and/or U.S. patent publications; and co-pending non-provisional U.S. applications filed after June 30, 2003.

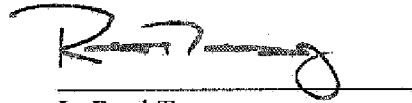
The present Information Disclosure Statement is being filed after the later of three months from the application's filing date and the mailing date of the first Office Action on the merits, but before a Final Office Action, Notice of Allowance, or an action that otherwise closes prosecution in the application (whichever is earlier), and therefore Applicant is filing concurrently herewith a Statement Under 37 C.F.R. § 1.97(e). No fee under 37 C.F.R. § 1.17(p) is required.

In compliance with the concise explanation requirement under 37 C.F.R. § 1.98(a)(3) for foreign language documents, Applicant encloses herewith a copy of seven Japanese Office Actions. Applicant is submitting English language Abstracts for JP 05-155950, JP 10-298248, JP 2000-336018, JP 2001-048735, JP 08-157340, JP 55-104209, and JP 46-019637. Applicant is also submitting US 3,927,199, which corresponds to JP 49-014647, US 4,371,517, which corresponds to JP 55-059107, US 5,139,037 and US 5,089,252, which both correspond to JP 58-124712, and US 4,190,718 which, corresponds to JP 51-144480.

The submission of the listed documents is not intended as an admission that any such document constitutes prior art against the claims of the present application. Applicant does not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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23373

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INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Not for submission under 37 CFR 1.99)	Application Number		10798511
	Filing Date		2004-03-12
	First Named Inventor	Tomoaki Hiwatashi	
	Art Unit	1711	
	Examiner Name	Olga Asinovsky	
	Attorney Docket Number	Q80390	

U.S. PATENTS						
Examiner Initial*	Cite No	Patent Number	Kind Code ¹	Issue Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear
	1	3927199		1975-12-16	MICCHELLI	
	2	4371517		1983-02-01	VANLERBERGHE	
	3	5139037		1992-08-18	GROLLIER	
	4	5089252		1992-02-18	GROLLIER	
	5	4402977		1983-09-06	GROLLIER	
	6	4190718		1980-02-26	LORENZ	

If you wish to add additional U.S. Patent citation information please click the Add button.

U.S. PATENT APPLICATION PUBLICATIONS						
Examiner Initial*	Cite No	Publication Number	Kind Code ¹	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear

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FOREIGN PATENT DOCUMENTS

Examiner Initial*	Cite No	Foreign Document Number ³	Country Code ²	Kind Code ⁴	Publication Date	Name of Patentee or Applicant of cited Document	Pages, Columns, Lines where Relevant Passages or Relevant Figures Appear	T ⁵
	1	01/16187	WO	A1	2001-03-08			<input type="checkbox"/>
	2	05-155950	JP	A	1993-06-22	MITSUBISHI PETROCHEM CO., LTD.	English Abstract	<input type="checkbox"/>
	3	10-298248	JP	A	1998-11-10	SEKISUI CHEM CO., LTD.	English Abstract	<input type="checkbox"/>
	4	2000-336018	JP	A	2000-12-05	MITSUBISHI CHEMICALS CORP.	English Abstract	<input type="checkbox"/>
	5	2001-048735	JP	A	2001-02-20	NIPPON NSC LTD.	English Abstract	<input type="checkbox"/>
	6	08-157340	JP	A	1996-06-18	SEIWA KASEI KK	English Abstract	<input type="checkbox"/>
	7	49-014647	JP	A	1974-02-08		See US 3,927,199	<input type="checkbox"/>
	8	51-009732	JP	A	1976-01-26			<input type="checkbox"/>

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	9	55-104209	JP	A	1980-08-09	MITSUBISHI PETROCHEM CO., LTD.	English Abstract	<input type="checkbox"/>
	10	55-059107	JP	A	1980-05-02		See US 4,371,517	<input type="checkbox"/>
	11	58-124712	JP	A	1983-07-25		See US 5,139,037 and US 5,089,252	<input type="checkbox"/>
	12	56-092813	JP	A	1981-07-27		See US 4,402,977	<input type="checkbox"/>
	13	46-019637	JP	B	1971-06-01			<input type="checkbox"/>
	14	51-144480	JP	A	1976-12-11		See US 4,190,718	<input type="checkbox"/>

If you wish to add additional Foreign Patent Document citation information please click the Add button

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, pages(s), volume-issue number(s), publisher, city and/or country where published.	T ⁵
	1	Japanese Office Action for Application No. 2001-277521 dated April 3, 2007	<input checked="" type="checkbox"/>
	2	Japanese Office Action for Application No. 2002-093943 dated April 3, 2007	<input checked="" type="checkbox"/>
	3	Japanese Office Action for Application No. 2002-145976 dated April 3, 2007	<input checked="" type="checkbox"/>

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	Art Unit	1711	
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Attorney Docket Number		Q80390	

4	Japanese Office Action for Application No. 2002-154294 dated April 3, 2007	<input checked="" type="checkbox"/>
5	Japanese Office Action for Application No. 2002-156777 dated April 3, 2007	<input checked="" type="checkbox"/>
6	Japanese Office Action for Application No. 2002-211360 dated April 3, 2007	<input checked="" type="checkbox"/>
7	Japanese Office Action for Application No. 2002-212443 dated April 3, 2007	<input checked="" type="checkbox"/>

If you wish to add additional non-patent literature document citation information please click the Add button

EXAMINER SIGNATURE

Examiner Signature		Date Considered	
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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through a citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.USPTO.GOV or MPEP 901.04. ² Enter office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁵ Applicant is to place a check mark here if English language translation is attached.

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CERTIFICATION STATEMENT

Please see 37 CFR 1.97 and 1.98 to make the appropriate selection(s):

☒ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(1).

OR

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the information disclosure statement. See 37 CFR 1.97(e)(2).

☐ See attached certification statement.

☐ Fee set forth in 37 CFR 1.17 (p) has been submitted herewith.

☐ None

SIGNATURE

A signature of the applicant or representative is required in accordance with CFR 1.33, 10.18. Please see CFR 1.4(d) for the form of the signature.

Signature	/L. Raul Tamayo/	Date (YYYY-MM-DD)	2007-07-03
Name/Print	L. Raul Tamayo	Registration Number	47,125

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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The Privacy Act of 1974 (P.L. 93-579) requires that you be given certain information in connection with your submission of the attached form related to a patent application or patent. Accordingly, pursuant to the requirements of the Act, please be advised that: (1) the general authority for the collection of this information is 35 U.S.C. 2(b)(2); (2) furnishing of the information solicited is voluntary; and (3) the principal purpose for which the information is used by the U.S. Patent and Trademark Office is to process and/or examine your submission related to a patent application or patent. If you do not furnish the requested information, the U.S. Patent and Trademark Office may not be able to process and/or examine your submission, which may result in termination of proceedings or abandonment of the application or expiration of the patent.

The information provided by you in this form will be subject to the following routine uses:

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3. A record in this system of records may be disclosed, as a routine use, to a Member of Congress submitting a request involving an individual, to whom the record pertains, when the individual has requested assistance from the Member with respect to the subject matter of the record.
4. A record in this system of records may be disclosed, as a routine use, to a contractor of the Agency having need for the information in order to perform a contract. Recipients of information shall be required to comply with the requirements of the Privacy Act of 1974, as amended, pursuant to 5 U.S.C. 552a(m).
5. A record related to an International Application filed under the Patent Cooperation Treaty in this system of records may be disclosed, as a routine use, to the International Bureau of the World Intellectual Property Organization, pursuant to the Patent Cooperation Treaty.
6. A record in this system of records may be disclosed, as a routine use, to another federal agency for purposes of National Security review (35 U.S.C. 181) and for review pursuant to the Atomic Energy Act (42 U.S.C. 218(c)).
7. A record from this system of records may be disclosed, as a routine use, to the Administrator, General Services, or his/her designee, during an inspection of records conducted by GSA as part of that agency's responsibility to recommend improvements in records management practices and programs, under authority of 44 U.S.C. 2904 and 2906. Such disclosure shall be made in accordance with the GSA regulations governing inspection of records for this purpose, and any other relevant (i.e., GSA or Commerce) directive. Such disclosure shall not be used to make determinations about individuals.
8. A record from this system of records may be disclosed, as a routine use, to the public after either publication of the application pursuant to 35 U.S.C. 122(b) or issuance of a patent pursuant to 35 U.S.C. 151. Further, a record may be disclosed, subject to the limitations of 37 CFR 1.14, as a routine use, to the public if the record was filed in an application which became abandoned or in which the proceedings were terminated and which application is referenced by either a published application, an application open to public inspections or an issued patent.
9. A record from this system of records may be disclosed, as a routine use, to a Federal, State, or local law enforcement agency, if the USPTO becomes aware of a violation or potential violation of law or regulation.